

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-22948-2022

Decided on: 30.09.2022

Manphool Singh

...Petitioner

Vs.

The State of Haryana and another

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MS. JUSTICE NIDHI GUPTA

Present: Mr. Ajay Vijarania, Advocate
for the petitioner.

Mr. Sharad Aggarwal, A.A.G., Haryana.

Ritu Bahri, J. (Oral)

The petitioner is seeking direction to the respondents to conduct elections of Panch, Sarpanch, Panchayat Samiti, Zila Parishad and Chairman of Zila Parishad and reserve the seats as per proportion after inclusion of Aheria, Aheri, Hari, Heri, Thori, Turi and Rai Sikh castes in the SC category by Bill No. 19 of 2016.

The petitioner has already approached this Court by way of **CWP-22092-2021** seeking same direction. The said petition was dismissed on 01.11.2021 (Annexure P-4) keeping in view that census of 2011 was rightly made basis for reserving the seats. Reference was also made to a judgment passed by the Division Bench of this Court in ***Inderjit Singh and others vs. State of Haryana and others, 2013 SCC OnLine (P&H) 15460*** wherein it was held that every official census will be made basis for conducting elections and fixation of seats, after considering Section 6 of the Haryana Municipal Corporation Act, 1994.

In the present case, the petitioner is claiming parity with Backward Classes (A) category which cannot be done now as the process of calculating the population and, thereafter, determination of seats for Backward Classes (A) has been done as per para No. 7 of the notification dated 21.09.2022 (Annexure P-5).

No case to entertain this petition is made out.

Writ petition is dismissed.

(RITU BAHRI)
JUDGE

(NIDHI GUPTA)
JUDGE

30.09.2022

Divyanshi

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No